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IN THE CAPPED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q85110

Sei AOKI, et al.

Appln. No.: 10/516,508

Group Art Unit: 1733

Confirmation No.: 6977

Examiner: Unknown

Filed: December 1, 2004

For: RUBBER COMPOSITION AND TIRE OBTAINED FROM THE SAME

<u>UNDER 37 C.F.R. §§ 1.97 and 1.98</u>

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

- 1. European Patent Application No. 1 243 677 A2. This reference was previously identified in an Information Disclosure Statement dated December 1, 2004.
- 2. U.S. Patent No. 6,476,154 B1 issued November 5, 2002, to Maly et al.
- 3. UK Patent Application No. 2 002 782 A published February 28, 1979, to Agency of Industrial Science & Technology.
- 4. U.S. Patent No. 5,458,967 A issued October 17, 1995, to Kanno et al.

One copy of each of UK Patent Application No. 2 002 782 is submitted herewith, along with a copy of the corresponding European Office Action dated September 15, 2005.

AOKI et al.

U.S. Appln. No.: 10/516,508

INFORMATION DISCLOSURE STATEMENT

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this paper is attached.

Respectfully submitted,

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WASHINGTON OFFICE

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CUSTOMER NUMBER

Date: December 15, 2005

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Substitute for Form 1449 A & B/PTO			Complete if Known			
				Application Number	10/516,508	
INFO	RMATION	DISCLOSU	REPE	Confirmation Number	6977	
				Filing Date	December 01, 2004	
				First Named Inventor	Sei AOKI	
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(use as many sheets as necessary) DEC 15				Examiner Name	Unknown	
Sheet	1	of 🕅	\(\frac{1}{2}\)	Attorney Docket Number	Q85110	
TO HAPPEND						

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Document Number		Publication Date		
		Number	Kind Code ² (if known)	MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	
		US 6,476,154	Bl	11-05-2002	Maly et al.	
		US 5,458,967	Α	10-17-1995	Kanno et al.	
		US				
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FOREIGN PATENT DOCUMENTS							
	Cite	Foreign Patent Document			Publication Date	Name of Patentee or	
	No.1	Country Code ³	Number ⁴	Kind Code ⁵ (if known)	MM-DD-YYYY	Applicant of Cited Document	Translation ⁶
		GB	2 002 782	A	02-28-1979	Agency of Industrial Science & Technology	
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NON PATENT LITERATURE DOCUMENTS					
Examiner Cite No. 1		Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.			

Examiner Signature		Date Considered	

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or in the comment box of this document. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to indicate here if English language Translation is attached.